

THE HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

WILLIAM T. WHITMAN, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

STATE FARM LIFE INSURANCE  
COMPANY, an Illinois corporation,

Defendant.

CASE NO. 3:19-cv-06025-BJR

ORDER GRANTING PLAINTIFF'S  
MOTION TO SEAL (PROPOSED)

Upon the motion of Plaintiff to file under seal certain confidential documents and information subject to the Protective Order entered in this action (ECF No. 48), and being otherwise duly advised, it is hereby ORDERED that the motion is GRANTED and the following documents shall be filed under seal:

1. Certain annual statements for Plaintiff's life insurance policy at issue in this case, attached as Exhibit C to the Declaration and Report of Scott J. Witt;

2. Certain illustrations for Plaintiff's life insurance policy at issue in this case, attached as Exhibit D to the Declaration and Report of Scott J. Witt;

1           3.       The transcript of the November 7, 2017, deposition of Defendant State Farm Life  
 2 Insurance Company (“State Farm”) employee and expert Carl Streily in *Vogt v. State Farm Life*  
 3 *Ins. Co.*, 16-4170-CV-C-NKL (W.D. Mo.), attached as Exhibit E to the Declaration and Report of  
 4 Scott J. Witt;

5           4.       The transcript of the December 8, 2017, deposition of State Farm employee and  
 6 designated representative Tony Phipps in *Vogt v. State Farm Life Ins. Co.*, 16-4170-CV-C-NKL  
 7 (W.D. Mo.), attached as Exhibit F to the Declaration and Report of Scott J. Witt;

8           5.       The Form 94030 New Jersey Actuarial Memorandum, attached as Exhibit G to the  
 9 Declaration and Report of Scott J. Witt;

10          6.       The Form 94030 South Carolina Actuarial Memorandum, attached as Exhibit H to  
 11 the Declaration and Report of Scott J. Witt;

12          7.       The transcript of the November 30 through December 1, 2017, deposition of State  
 13 Farm employee and designated representative Jeff Holzbauer in *Vogt v. State Farm Life Ins. Co.*,  
 14 16-4170-CV-C-NKL (W.D. Mo.), attached as Exhibit I to the Declaration and Report of Scott J.  
 15 Witt;

16          8.       An October 4, 2001, internal email produced by State Farm re: “Mortality  
 17 Assumption Documentation,” attached as Exhibit J to the Declaration and Report of Scott J. Witt;

18          9.       A 2001 actuarial memorandum for the repricing of Form 94030 produced by State  
 19 Farm, attached as Exhibit K to the Declaration and Report of Scott J. Witt;

20          10.       The February 28, 2018, declaration of Jeff Holzbauer in *Vogt v. State Farm Life*  
 21 *Ins. Co.*, 16-4170-CV-C-NKL (W.D. Mo.), attached as Exhibit L to the Declaration and Report of  
 22 Scott J. Witt;

11. The transcript of the November 30, 2017, deposition of State Farm employee and designated representative at trial Alan Hendren in *Vogt v. State Farm Life Ins. Co.*, 16-4170-CV-C-NKL (W.D. Mo.), attached as Exhibit M to the Declaration and Report of Scott J. Witt;

12. Certain reference to State Farm's internal cost of insurance and mortality rates in the Declaration and Report of Scott J. Witt;

13. Plaintiffs' motion in limine filed as ECF No. 265 in *Vogt v. State Farm Life Ins. Co.*, 16-4170-CV-C-NKL (W.D. Mo.), attached as Exhibit 1 to Plaintiff's Motion for Class Certification; and,

14. The November 12, 2020, Declaration and Report of Scott J. Witt as served on State Farm in *Bally v. State Farm Life Ins. Co.*, 18-cv-04954-CRB (N.D. Cal.), attached as Exhibit 3 to Plaintiff's Motion for Class Certification.

Plaintiff's filing contains information, descriptions of information, or documents, designated as "Confidential" by Protective Order, and filing under seal is necessary to protect the confidential disclosure of documents as outlined in that Order.

The above documents shall remain sealed unless and until they become publicly-available or de-designated as "Confidential" under the existing Protective Order or by any Court Order.

IT IS SO ORDERED.

Dated this \_\_\_\_\_ day of February, 2021.

UNITED STATES DISTRICT JUDGE

1 DATED this 16th day of February, 2021.

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